

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

Alain H. CURAUDEAU et al.

Application No.: 10/588,419

Filed: February 8, 2005 (Int'l)

For: PHOTODYNAMIC THERAPY FOR THE
TREATMENT OF HYPERACTIVE
SEBACEOUS GLAND DISORDERS USING
TOPICALLY APPLIED HYDROPHOBIC
GREEN PORPHYRINS

Confirmation No.: 8347

Art Unit: 1614

Examiner: G. Kadambi

RESPONSE TO RESTRICTION REQUIREMENT

MS Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This is in response to an election of species requirement mailed 17 September 2008, time for response to which was set to expire 17 October 2008.

Claims 1-19 are pending. With respect to the species election, applicants elect lemutoportin for the purposes of prosecution. Claims 1-19 read on the elected species.

Applicants' election is made without prejudice. As noted by the Examiner, upon the allowance of a generic claim, Applicants will be entitled to consideration of claims to not more than

Reservation of Rights

In the unlikely event that the transmittal letter is separated from this document and the Patent Office determines that an extension and/or other relief is required, applicants petition for any required relief including extensions of time and authorize the Commissioner to charge the cost of such petitions and/or other fees due in connection with the filing of this document to **Deposit Account No. 03-1952** referencing docket No. 249692001700.

Dated: October 17, 2008

By: _____ / Kate H. Murashige /
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